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PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

07/09/2003 BSAYASI1 00000059 10613780

|            |        |    |
|------------|--------|----|
| 01 FC:1001 | 750.00 | OP |
| 02 FC:1201 | 84.00  | OP |
| 03 FC:1202 | 126.00 | OP |

Adjustment date: 11/19/2003 BSAYASI1  
07/09/2003 BSAYASI1 00000059 10613780  
02 FC:1201 -84.00 OP

11/19/2003 BSAYASI1 00000070 161350 10613780

|            |        |    |       |    |
|------------|--------|----|-------|----|
| 01 FC:1202 | 96.00  | DA | 84.00 | OP |
| 02 FC:1203 | 280.00 | DA |       |    |

PTO-1556  
(5/87)

PATENT APPLICATION FEE DETERMINATION RECORD  
Effective October 1, 2003

Application or Docket Number

10613780

CLAIMS AS FILED - PART I

(Column 1) (Column 2)

|                                  |              |                                     |
|----------------------------------|--------------|-------------------------------------|
| TOTAL CLAIMS                     | 37           |                                     |
| FOR                              | NUMBER FILED | NUMBER EXTRA                        |
| TOTAL CHARGEABLE CLAIMS          | 37 minus 20= | * 17                                |
| INDEPENDENT CLAIMS               | 3 minus 3 =  | * <u>  </u>                         |
| MULTIPLE DEPENDENT CLAIM PRESENT |              | <input checked="" type="checkbox"/> |

\* If the difference in column 1 is less than zero, enter "0" in column 2

SMALL ENTITY  
TYPE

OTHER THAN  
OR SMALL ENTITY

|           |        |           |        |
|-----------|--------|-----------|--------|
| RATE      | FEES   | RATE      | FEES   |
| BASIC FEE | 385.00 | BASIC FEE | 750.00 |
| X\$ 9=    |        | X\$18=    | 306    |
| X43=      |        | X86=      |        |
| +145=     |        | +290=     | 090    |
| TOTAL     |        | TOTAL     | 1336   |

CLAIMS AS AMENDED - PART II

(Column 1) (Column 2) (Column 3)

| AMENDMENT A                                    | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA |   |
|--|---|-------|---|------------------|---|
|  | Total                                     | *     | Minus                                       | **               | = |
| Independent                                    | *   | Minus | ***   | =                |   |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM |   |       | <input type="checkbox"/>                    |                  |   |

SMALL ENTITY

OTHER THAN  
OR SMALL ENTITY

|                    |                        |                    |                        |
|--------------------|------------------------|--------------------|------------------------|
| RATE               | ADDI-<br>TIONAL<br>FEE | RATE               | ADDI-<br>TIONAL<br>FEE |
| X\$ 9=             |                        | X\$18=             |                        |
| X43=               |                        | X86=               |                        |
| +145=              |                        | +290=              |                        |
| TOTAL<br>ADDT. FEE |                        | TOTAL<br>ADDT. FEE |                        |

| AMENDMENT B                                    | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA |   |
|--|---|-------|---|------------------|---|
|  | Total                                     | *     | Minus                                       | **               | = |
| Independent                                    | *   | Minus | ***   | =                |   |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM |   |       | <input type="checkbox"/>                    |                  |   |

ADDI-  
TIONAL  
FEE

ADDI-  
TIONAL  
FEE

|                    |                        |                    |                        |
|--------------------|------------------------|--------------------|------------------------|
| RATE               | ADDI-<br>TIONAL<br>FEE | RATE               | ADDI-<br>TIONAL<br>FEE |
| X\$ 9=             |                        | X\$18=             |                        |
| X43=               |                        | X86=               |                        |
| +145=              |                        | +290=              |                        |
| TOTAL<br>ADDT. FEE |                        | TOTAL<br>ADDT. FEE |                        |

| AMENDMENT C                                    | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST<br>NUMBER<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA |   |
|--|---|-------|---|------------------|---|
|  | Total                                     | *     | Minus                                       | **               | = |
| Independent                                    | *   | Minus | ***   | =                |   |
| FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM |   |       | <input type="checkbox"/>                    |                  |   |

ADDI-  
TIONAL  
FEE

ADDI-  
TIONAL  
FEE

|                    |                        |                    |                        |
|--------------------|------------------------|--------------------|------------------------|
| RATE               | ADDI-<br>TIONAL<br>FEE | RATE               | ADDI-<br>TIONAL<br>FEE |
| X\$ 9=             |                        | X\$18=             |                        |
| X43=               |                        | X86=               |                        |
| +145=              |                        | +290=              |                        |
| TOTAL<br>ADDT. FEE |                        | TOTAL<br>ADDT. FEE |                        |

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)**

**(Only for new nonprovisional applications under 37 CFR 1.53(b))**

Docket No.  
871-011394-US / 30021135US-01

**Total Pages in this Submission**

**TO THE COMMISSIONER FOR PATENTS**

**Mail Stop Patent Application  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

## **WAVELENGTH DETERMINING APPARATUS AND METHOD**

**and invented by:**

10/63780  
1910 U.S. PRO

If a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:

**Continuation**    **Divisional**    **Continuation-in-part (CIP)** of prior application No.:

Which is a:

**Continuation**    **Divisional**    **Continuation-in-part (CIP)** of prior application No.:

Which is a?

Continuation  Divisional  Continuation-in-part (CIP) of prior application No.:

Enclosed are:

## Application Elements

1.  Filing fee as calculated and transmitted as described below
  
  2.  Specification having **34** pages and including the following:

- a.  **Descriptive Title of the Invention**
  - b.  **Cross References to Related Applications (if applicable)**
  - c.  **Statement Regarding Federally-sponsored Research/Development (if applicable)**
  - d.  **Reference to Sequence Listing, a Table, or a Computer Program Listing Appendix**
  - e.  **Background of the Invention**
  - f.  **Brief Summary of the Invention**
  - g.  **Brief Description of the Drawings (if filed)**
  - h.  **Detailed Description**
  - i.  **Claim(s) as Classified Below**
  - j.  **Abstract of the Disclosure**

**UTILITY PATENT APPLICATION TRANSMITTAL**  
**(Large Entity)**

*(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No.  
871-011394-US / 3002113SUS-01

Total Pages in this Submission  
4

**Application Elements (Continued)**

3.  Drawing(s) (when necessary as prescribed by 35 USC 113)

a.  Formal Number of Sheets \_\_\_\_\_  
b.  Informal Number of Sheets 7

4.  Oath or Declaration

a.  Newly executed (original or copy)  Unexecuted  
b.  Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)  
c.  With Power of Attorney  Without Power of Attorney  
d.  **DELETION OF INVENTOR(S)**

Signed statement attached deleting inventor(s) named in the prior application,  
see 37 C.F.R. 1.63(d)(2) and 1.33(b).

5.  Incorporation By Reference (usable if Box 4b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied  
under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby  
incorporated by reference therein.

6.  CD ROM or CD-R in duplicate, large table or Computer Program (Appendix)

7.  Application Data Sheet (See 37 CFR 1.76)

8.  Nucleotide and/or Amino Acid Sequence Submission (if applicable, all must be included)

a.  Computer Readable Form (CRF)  
b.  Specification Sequence Listing on:  
i.  CD-ROM or CD-R (2 copies); or  
ii.  Paper  
c.  Statement(s) Verifying Identical Paper and Computer Readable Copy

**Accompanying Application Parts**

9.  Assignment Papers (cover sheet & document(s))

10.  37 CFR 3.73(B) Statement (when there is an assignee)

11.  English Translation Document (if applicable)

12.  Information Disclosure Statement/PTO-1449  Copies of IDS Citations

13.  Preliminary Amendment

14.  Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

15.  Certified Copy of Priority Document(s) (if foreign priority is claimed)

16.  Certificate of Mailing

First Class  Express Mail (Specify Label No.): EV 327672895 US

**UTILITY PATENT APPLICATION TRANSMITTAL****(Large Entity)***(Only for new nonprovisional applications under 37 CFR 1.53(b))*

Docket No.

871-011394-US / 30021135US-01

Total Pages in this Submission

4

**Accompanying Application Parts (Continued)**

17.  Additional Enclosures (please identify below):

Applicants claim priority from European Patent Application No. EP 02254893.7 filed July 11, 2002

European Search Report

**Request That Application Not Be Published Pursuant To 35 U.S.C. 122(b)(2)**

18.  Pursuant to 35 U.S.C. 122(b)(2), Applicant hereby requests that this patent application not be published pursuant to 35 U.S.C. 122(b)(1). Applicant hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication of applications 18 months after filing of the application.

**Warning**

*An applicant who makes a request not to publish, but who subsequently files in a foreign country or under a multilateral international agreement specified in 35 U.S.C. 122(b)(2)(B)(i), must notify the Director of such filing not later than 45 days after the date of the filing of such foreign or international application. A failure of the applicant to provide such notice within the prescribed period shall result in the application being regarded as abandoned, unless it is shown to the satisfaction of the Director that the delay in submitting the notice was unintentional.*

## UTILITY PATENT APPLICATION TRANSMITTAL

(Larg Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.

871-011394-US / 3002113SUS-01

Total Pages in this Submission

4

## Fee Calculation and Transmittal

## CLAIMS AS FILED

| For  | #Filed                   | #Allowed               | #Extra | Rate             | Fee        |
|--|--------------------------|------------------------|--------|------------------|------------|
| Total Claims                                   | 27                       | - 20 =                 | 7 -    | x \$18.00        | \$126.00   |
| Indep. Claims                                  | 4                        | - 3 =                  | 1      | x \$84.00        | \$84.00    |
| Multipl Dependent Claims (check if applicable) | <input type="checkbox"/> |                        |        |                  | \$0.00     |
|  |                          |                        |        | BASIC FEE        | \$750.00   |
| OTHER FEE (specify purpose)                    |                          | Assignment Cover Sheet |        |                  | \$40.00    |
|  |                          |                        |        | TOTAL FILING FEE | \$1,000.00 |

A check in the amount of \$1,000.00 to cover the filing fee is enclosed.

The Director is hereby authorized to charge and credit Deposit Account No. 16-1350 as described below.

- Charge the amount of \_\_\_\_\_ as filing fee.
- Credit any overpayment.
- Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).



Signature

Dated: July 3, 2003

Joseph V. Gamberdell, Jr.  
 PERMAN & GREEN, LLP  
 425 Post Road, Fairfield, Connecticut 06430  
 (203) 259-1800

CC:

Customer No.: 2512

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**

Applicant(s): CREASEY et al.

Docket No.

871-011394-US / 30021135US-01

Serial No.

Filing Date  
Herewith

Examiner

Group Art Unit

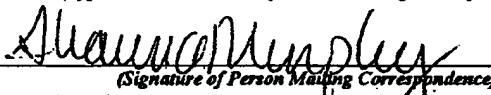
Invention:

**WAVELENGTH DETERMINING APPARATUS AND METHOD**

I hereby certify that the following correspondence:

**New Application transmittal, patent application and accompanying papers***(Identify type of correspondence)*

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

July 3, 2003*(Date)*Shauna Murphy*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EV 327672895 US*("Express Mail" Mailing Label Number)*

Note: Each paper must have its own certificate of mailing.